



PROPOSED RULE MAKING

CR-102 (June 2004)

(Implements RCW 34.05.320)

Do **NOT** use for expedited rule making

Agency:

- ☒ Preproposal Statement of Inquiry was filed as WSR 05-17-104; or
☐ Expedited Rule Making--Proposed notice was filed as WSR _____; or
☐ Proposal is exempt under RCW 34.05.310(4).

- ☒ Original Notice
☐ Supplemental Notice to WSR _____
☐ Continuance of WSR _____

Title of rule and other identifying information:

Chapters 296-24 WAC, Part J-3, Powered Platforms; 296-155 WAC Part J-1, Elevating Work Platforms; and, 296-869 WAC, Elevating work platforms.

Hearing location(s):

Department of Labor and Industries
Auditorium
7273 Linderson Way SW
Tumwater, Washington

Date: May 31, 2006 Time: 9:00 AM

Date of intended adoption: July 7, 2006

Submit written comments to:

Name: Jim Hughes, Project Manger

Address: PO Box 44620

Olympia, WA 98507-4620

e-mail

hugw235@lni.wa.gov

fax (360)902-5619 by Noon, June 9, 2006

Assistance for persons with disabilities: Contact

Kimberly Johnson by May 24, 2006 at (360) 902-5008

TTY (360) 902-4645 or email to rhok235@lni.wa.gov

Purpose of the proposal and its anticipated effects, including any changes in existing rules:

Portions of Chapters 296-24 WAC, Part J-3, Powered Platforms, and 296-155 WAC Part J-1; Elevating Work Platforms, have been rewritten for clarity and usability, while making housekeeping revision. Existing rules will be combined into a single book titled Elevating Work Platforms, Chapter 296-869.

Reasons supporting proposal: Rewritten rules will be easier to use and understand for both employers and employees.

Statutory authority for adoption: RCW 49.17.010, 49.17.040, 49.17.050, and 49.17.060.

Statute being implemented: Chapter 49.17 RCW

Is rule necessary because of a:

Federal Law? ☐ Yes ☒ No
Federal Court Decision? ☐ Yes ☒ No
State Court Decision? ☐ Yes ☒ No
If yes, CITATION:

DATE

April 18, 2006

NAME (type or print)

Gary K. Weeks

SIGNATURE**TITLE**

Director

CODE REVISER USE ONLY

WSR# 06-09-069

(COMPLETE REVERSE SIDE)

Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:
None

Name of proponent: (person or organization) Department of Labor and Industries

☐ Private
☐ Public
☒ Governmental

Name of agency personnel responsible for:

Name	Office Location	Phone
Drafting..... Tracy Spencer	Tumwater, Washington	(360) 902-5530
Implementation.... Stephen M. Cant	Tumwater, Washington	(360) 902-5495
Enforcement..... Stephen M. Cant	Tumwater, Washington	(360) 902-5495

Has a small business economic impact statement been prepared under chapter 19.85 RCW?

☐ Yes. Attach copy of small business economic impact statement.

A copy of the statement may be obtained by contacting:

Name:

Address:

phone () _____

fax () _____

e-mail _____

☒ No. Explain why no statement was prepared.

RCW 19.85.030(1)(a) requires a small business economic impact statement only when a rule will "impose more than a minor cost on businesses in an industry." An analysis of the proposed rule reveals that in addition to not imposing new costs on businesses, these revisions will make WISHA rules easier for employers and employees to understand and use, and thus save time and resources. Therefore no SBEIS is required.

Is a cost-benefit analysis required under RCW 34.05.328?

☐ Yes A preliminary cost-benefit analysis may be obtained by contacting:

Name:

Address:

phone () _____

fax () _____

e-mail _____

☒ No: Please explain: There are no costs to assess within these proposed rules.